

House Bill 2441

Sponsored by Representative SCHARF (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires Oregon Department of Administrative Services to develop and maintain information system to provide and make available information regarding proposed administrative rules to public. Identifies information to be provided.

Requires state agencies to furnish information regarding proposed administrative rules to information system.

A BILL FOR AN ACT

1
2 Relating to the provision of information by state agencies.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section, "state agency" means any officer, board, com-**
5 **mission, department, division or institution of state government, as defined in ORS 174.111.**

6 **(2) The Oregon Department of Administrative Services shall develop and maintain an**
7 **information system to provide and make available to the public, for each state agency that**
8 **has authority to adopt administrative rules, all of the following information:**

9 **(a) The names and contact information of the individuals serving on the administrative**
10 **rulemaking body.**

11 **(b) The administrative rules calendar, schedule for public hearings and meetings and list**
12 **of all proposed administrative rules pending before the state agency.**

13 **(c) A live video broadcast and archived recording of all public hearings and meetings.**

14 **(d) A summary of each proposed administrative rule.**

15 **(e) The text of each proposed administrative rule.**

16 **(f) The history of each proposed administrative rule.**

17 **(g) The status of each proposed administrative rule.**

18 **(h) All vote information concerning each proposed administrative rule.**

19 **(i) A link to the text of the authorizing statute or statutes for each proposed adminis-**
20 **trative rule.**

21 **(j) All documents, other than publicly submitted testimony, relied upon by the state**
22 **agency in the making of the proposed administrative rule.**

23 **(k) All public testimony and comments submitted regarding a proposed administrative**
24 **rule.**

25 **(3)(a) The information identified in subsection (2) of this section shall be made available**
26 **to the public on the Internet.**

27 **(b) The information shall be made available in one or more formats and by one or more**
28 **means in order to provide the general public in this state with the greatest feasible access.**
29 **Any person who accesses the information may access all or any part of the information. The**
30 **information may also be made available by any other means that would facilitate public ac-**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 **cess to the information.**

2 **(c) At a minimum, the information shall be made available in a manner and format sim-**
3 **ilar to the manner and format of the information made available by the Legislative Admin-**
4 **istration Committee pursuant to ORS 173.763.**

5 **(4)(a) All state agencies shall furnish the information identified in subsection (2) of this**
6 **section to the information system developed and maintained under this section in the man-**
7 **ner and format that the Director of the Oregon Department of Administrative Services re-**
8 **quires.**

9 **(b) All public testimony and comments submitted regarding a proposed administrative**
10 **rule shall be furnished the information system and made available to the public within 24**
11 **hours after the submission of the public testimony or comment.**

12 **(5) Any documentation that describes the electronic digital formats of the information**
13 **identified in subsection (2) of this section and is available to the public shall be made avail-**
14 **able on the Internet.**

15 **(6) Personal information concerning a person who accesses the information identified in**
16 **subsection (2) of this section may be maintained only for the purpose of providing service to**
17 **the person.**

18 **(7) A fee or other charge may not be imposed by the department as a condition of ac-**
19 **cessing the information identified in subsection (2) of this section on the Internet.**

20 **(8) Action taken pursuant to this section may not be deemed to alter or relinquish any**
21 **copyright or other proprietary interest or entitlement of the State of Oregon relative to any**
22 **of the information made available pursuant this section.**

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